

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of: |) | |
| |) | |
| Bernard BENE et al. |) | Group Art Unit: 1797 |
| |) | |
| Application No.: 10/526,498 |) | Examiner: Christian, Marjorie Ellen |
| |) | |
| Filed: March 4, 2005 |) | |
| |) | Confirmation No.: 7337 |
| For: CONTROL APPARATUS AND |) | |
| CONTROL METHOD FOR A |) | |
| BLOOD TREATMENT |) | |
| EQUIPMENT |) | |

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In a restriction requirement dated February 11, 2009, the Examiner required restriction under 35 U.S.C. § 121 between Group I, claims 1-44, allegedly drawn to a controller for blood treatment equipment, and Group II, claims 45-59, allegedly drawn to a control method for blood treatment equipment. Applicant provisionally elects to prosecute Group I, claims 1-44, allegedly drawn to a controller for blood treatment equipment.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: February 24, 2009

By: /Aaron L. Parker/
Aaron L. Parker
Reg. No. 50,785